

**CERTIFICATE OF SERVICE**

I hereby certify that on this 29<sup>th</sup> day of May, 2008, a copy of the foregoing

Notice of Appearance was electronically filed and served by United States mail, postage prepaid, upon the following counsel of record:

| <b>PLAINTIFF</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | <b>COUNSEL</b>                                                                                                                                          |
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| Old Ladder Litigation Co., LLC                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | J. Christopher Shore, Esq.<br>Craig H. Averch, Esq.<br>White & Case, LLP<br>1155 Avenue of the Americas<br>New York, NY 10036-2787                      |
| <b>DEFENDANTS</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <b>COUNSEL</b>                                                                                                                                          |
| Annisville Limited<br>Ballet Limited<br>C.P. Holdings Limited<br>CIP Limited<br>Climbing Products Limited<br>Cooperstown Limited<br>Denary Limited<br>Equity WERA Limited<br>Frisco Limited<br>Gleam Limited<br>Highlands Limited<br>Investcorp Bank B.S.C.<br>Investcorp Holdings Limited<br>Investcorp International, Inc.<br>Investcorp Investment Equity Limited<br>Investcorp S.A.<br>Invifin, S.A.<br>Ladder Equity Limited<br>Noble Limited<br>Outrigger Limited<br>Platea Limited<br>Quill Limited<br>Radial Limited<br>Shoreline Limited<br>SIPCO Limited<br>Step Investments Limited<br>StepUp Limited<br>Werner Co-Investment LLC | Anthony Clark, Esq.<br>William P. Frank, Esq.<br>Skadden, Arps, Slate, Meagher & Flom LLP<br>One Rodney Square<br>P. O. Box 636<br>Wilmington, DE 19899 |

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| <p> Werner GC Trust for Erin<br/> Werner GC Trust for Shannon<br/> Werner-Alter, L.L.C.<br/> Werner Equity Limited<br/> Werner IIP Limited<br/> Werner Investments Limited<br/> WL Holdings Limited<br/> Zinnia Limited<br/> Charles Marquis<br/> Christopher Stadler<br/> Dana Snyder<br/> James Baker<br/> James Egan<br/> James Hardymon<br/> Mamoun Askari<br/> Stephen Tempini<br/> Thomas Sullivan<br/> Mindy Werner Alter </p>                                                                                                                                                                                                                    |                                                                                                                                                       |
| <p> Alligator Partners, L.P.<br/> Deborah Ann Kaplan Trust<br/> Judith Lily Kaplan Trust<br/> Rankell Family Trust<br/> Richmond Drive Enterprises, L.P.<br/> Allison Tyler Karp<br/> Ashley Elizabeth Werner<br/> Barbara L. Werner<br/> Beth Katz<br/> Beverly Werner Needham<br/> Brad J. Gellis<br/> Bruce D. Werner<br/> Carly Krane<br/> Craig Werner<br/> Dennis J. Johnson<br/> Donald E. Achenbach<br/> Donald M. Werner<br/> Eli Berk-Rauch<br/> Elise W. Frost<br/> Elissa Schwartz<br/> Ellen Berk-Rauch<br/> Eric A. Mason<br/> Eric J. Werner<br/> Florence J. Werner<br/> George Koerner<br/> Hanna Berk-Rauch<br/> Heather Blackman </p> | <p> James V. Masella III<br/> Brian S. Tretter<br/> Blank Rome LLP<br/> The Chrysler Building<br/> 405 Lexington Avenue<br/> New York, NY 101754 </p> |

|                                            |  |
|--------------------------------------------|--|
| Henry W. Dowler                            |  |
| Howard L. Solot                            |  |
| Isabelle N. Werner                         |  |
| J. David Goldblatt                         |  |
| Janet F. Solot                             |  |
| Jason S. Krane                             |  |
| Jeffrey Addison Werner                     |  |
| Jeremy M. Kaplan                           |  |
| Jessica Z. Joubert                         |  |
| Jordana Rothman                            |  |
| Joshua J. Rothman                          |  |
| Julia E. Kaplan                            |  |
| June Goldblatt                             |  |
| Karrah Kaplan                              |  |
| Kevin Matthew Rothman                      |  |
| Lee L. Basilotta                           |  |
| Linda C. Joubert                           |  |
| Marc L. Werner                             |  |
| Marlane T. Krane                           |  |
| Marsha Beth Karp                           |  |
| Maurice Weiner                             |  |
| Melanie R. Werner                          |  |
| Melissa S. Karp                            |  |
| Michael J. Solot                           |  |
| Michael E. Trzynka                         |  |
| Michael E. Werner                          |  |
| Noel Berkrauch                             |  |
| Paula J. Griffith                          |  |
| Rachel A. Kaplan                           |  |
| Richmond J. Rosati                         |  |
| Robert A. Rosati                           |  |
| Robert I. Werner                           |  |
| Ronald E. Werner                           |  |
| Roni S. Rosati                             |  |
| Ross Daniel Rosati                         |  |
| Ryan Gregory Rosati                        |  |
| Sophia K. Werner                           |  |
| Susan Morrow                               |  |
| Suzanne Schwartz                           |  |
| Tammy H. Werner                            |  |
| William C. Hazlett                         |  |
| William J. Rippin                          |  |
| Bruce D. Werner Family Limited Partnership |  |
| Bruce D. Werner-Trust                      |  |
| Craig R. Werner Family Limited Partnership |  |
| Craig R. Werner Trust                      |  |

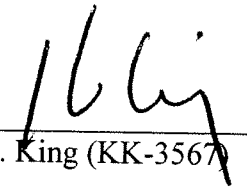
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| Ira and Elise Frost Family Partnership<br>Jonathan C. Werner Gift Trust<br>Lois S. Werner Revocable Trust<br>Margot A. Werner Gift Trust<br>Michael E. Werner Revocable Trust<br>Richard L. Werner Revocable Trust<br>Shirley W. Rauch Trust<br>Stephanie N. Werner Gift Trust<br>Werner GC Trust for Erin<br>Werner GC Trust for Shannon<br>Werner-Alter, L.L.C.<br>Debra F. Rothman<br>Gail Rauch Blackman<br>Mindy Werner Alter<br>Alessandra Bonte<br>David C. McGowan<br>Francesca Gianglio Bonte<br>Margaret E. Bonte<br>Richard D. Bonte<br>Richard M. Kelly<br>Robert H. Pinney<br>Vera Bonte<br>Vincent A. Genis<br>Wendy A. Meikle |                                                                                                                                                     |
| LGP Management, Inc.<br>Green Equity Investors III, L.P.<br>Werner Co-Investment LLC<br>Michael Wong<br>Peter Nolan                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Blair G. Connelly<br>Robert A. Klyman<br>Marc W. Rappel<br>James Ward<br>Latham & Watkins LLP<br>885 Third Avenue, Suite 1000<br>New York, NY 10022 |
| John Thigpen                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Matthew S. Tomasco<br>Schnader Harrison Segal & Lewis LP<br>140 Broadway, Suite 3100<br>New York, NY 10005-1101                                     |
| Loughlin Meghji & Co., Inc.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Eric J. Grannis<br>Law Offices of Eric J. Grannis<br>620 Fifth Avenue<br>New York, NY 10020                                                         |
| Steven Richman, John Remmers                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Richard Levin<br>Cravath, Swaine & Moore LLP<br>Worldwide Plaza                                                                                     |

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|                                                                                                                                                                                                                                                                                                                                                                            | 825 Eighth Avenue<br>New York, NY 10019-7475                                                                                                 |
| Steven R. Bentson<br>Dennis G. Heiner<br>Peter R. O'Coin                                                                                                                                                                                                                                                                                                                   | Bruce D. Angiolillo<br>Daniel James Paisley<br>David W. Woll<br>Simpson Thacher & Bartlett LLP<br>425 Lexington Avenue<br>New York, NY 10017 |
| Garcell 1997 Unitrust – 12/19/1997<br>Vincent J. Garcell<br>Vincent J. Garcell Living Trust                                                                                                                                                                                                                                                                                | David E. Ross, Esq.<br>Robinson & Cole LLP<br>885 Third Avenue, 28 <sup>th</sup> Floor<br>New York, NY 10022-4834                            |
| Karen Lynn Moseska                                                                                                                                                                                                                                                                                                                                                         | Joshua J. Larocca, Esq.<br>Nixon Peabody LLP<br>437 Madison Avenue<br>New York, NY 10022                                                     |
| Murray Devine & Co., Inc.                                                                                                                                                                                                                                                                                                                                                  | Howard B. Levi, Esq.<br>Levi Lubarsky & Feigenbaum LLP<br>1185 Avenue of the Americas, 17 <sup>th</sup> Floor<br>New York, NY 10036          |
| Gary Stewart, Stewart Charitable Remainder Unitrust (Gary Stewart, Trustee), Stewart Charitable Remainder Unitrust (Ilene Stewart, Trustee), Ilene Stewart, Suzanne Rosen Novak Partnership AKA A California Limited Partnership (Alyce Novak, Trustee), Alyce Novak                                                                                                       | Peter J. Gallagher, Esq.<br>Kennedy Johnson Gallagher LLC<br>99 Wall Street<br>New York, NY 10005                                            |
| Anne L. Werner Residuary Trust – EX (Timothy F. Burke – Trustee), Anne L. Werner Residuary Trust (Timothy F. Burke – Trustee), Edward A. Pollack, Edward A. Pollack POA Marc L. Werner, Elizabeth W. Ackerman Trust DTD 12/18/67 (Jeffrey R. Ackerman Successor Trustee), Jeffrey R. Ackerman, Matthew W. Weiss, and Estate of Max Hanfling (Edward A. Pollack – Executor) | Peter N. Wang<br>Sandra Ann Chiocchi<br>Foley & Lardner LLP<br>90 Park Avenue<br>New York, NY 10016                                          |

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| Elizabeth Werner Trust, N.C.B.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Elliot J. Blumenthal<br>Buchanan Ingersoll & Rooney PC<br>620 Eighth Avenue, 23 <sup>rd</sup> Floor<br>New York, NY 10018-1669                              |
| John J. Fiumemfreddo                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | John A. Bannon<br>Jeanne Cho<br>Colleen M. Feeney<br>Schiff Hardin, L.L.P.<br>6600 Sears Tower<br>Chicago, IL 60606                                         |
| Loughlin Meghji & Co., Inc.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Kevin Michael Coen<br>Morris, Nichols, Arsht & Tunnell LLP<br>Chase Manhattan Center<br>18th Floor<br>1201 North Market Street<br>Wilmington, DE 19899-1347 |
| Alligator Partners, L.P.<br>Bruce D. Werner Family Limited Partnership<br>Bruce D. Werner Trust<br>Craig R. Werner Trust<br>Deborah Ann Kaplan Trust<br>Jonathan C. Werner Gift Trust<br>Judith Lily Kaplan Trust<br>Lois S. Werner Revocable Trust<br>Margot A. Werner Gift Trust<br>Michael E. Werner Revocable Trust<br>Richard L. Werner Revocable Trust<br>Richmond Drive Enterprises, L.P.<br>Shirley W. Rauch Trust<br>Werner G.C. Trust for Erin<br>Werner G.C. Trust for Shannon<br>Werner-Alter, L.L.C.<br>Allison Tyler Karp<br>Ashley Elizabeth Werner<br>Barbara L. Werner<br>Beth Katz<br>Beverley Werner Needham<br>Brad J. Gellis<br>Bruce D. Werner<br>Carly Krane<br>Craig Werner<br>Debra F. Rothman<br>Dennis J. Johnson<br>Donald E. Achenbach<br>Donald M. Werner | Larry K. Elliott<br>David F. Russey<br>Cohen & Grigsby, P.C.<br>11 Stanwix Street<br>15th Floor<br>Pittsburgh, PA 15222                                     |

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| <p> Eli Berk-Rauch<br/> Elise W. Frost<br/> Elissa Schwartz<br/> Ellen Berk-Rauch<br/> Eric A. Mason<br/> Eric J. Werner<br/> Florence J. Werner<br/> George Koerner<br/> Hanna Berk-Rauch<br/> Heather Blackman<br/> Henry W. Dowler<br/> Howard L. Solot<br/> Isabelle N. Werner<br/> J. David Goldblatt<br/> Janet F. Solot<br/> Jason S. Krane<br/> Jeffrey Addison Werner<br/> Jeremy M. Kaplan<br/> Jessica Z. Joubert<br/> Jordana Rothman<br/> Joshua J. Rothman<br/> Julia E. Kaplan<br/> June Goldblatt<br/> Karrah Kaplan<br/> Kevin Matthew Rothman<br/> Lee L. Basilotta<br/> Linda C. Joubert<br/> Marc L. Werner<br/> Marlane T. Krane<br/> Marsha Beth Karp<br/> Maurice Weiner<br/> Melanie R. Werner<br/> Melissa S. Karp<br/> Michael J. Solot<br/> Michael E. Trzynka<br/> Michael E. Werner<br/> Mindy Werner Alter<br/> Noel Berkrauch<br/> Paula J. Griffith<br/> Rachel A. Kaplan<br/> Richmond J. Rosati<br/> Robert A. Rosati<br/> Robert I. Werner<br/> (Defendant)<br/> Roni S. Rosati<br/> Ross Daniel Rosati </p> |  |
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| Ryan Gregory Rosati<br>Sophia K. Werner<br>Susan Morrow<br>Suzanne Schwartz<br>Tammy H. Werner<br>William C. Hazlett<br>William J. Rippin<br>Craig R. Werner Family Limited Partnership<br>Ira and Elise Frost Family Partnership<br>Rankell Family Trust<br>Stephanie N. Werner Gift Trust<br>Gail Rauch Blackman<br>Ronald E. Werner<br>Allessandra Bonte<br>David C. McGowan<br>Francesca Gianglio Bonte<br>Margaret E. Bonte<br>Richard D. Bonte<br>Richard M. Kelly<br>Robert H. Pinney<br>Vera Bonte<br>Vincent A. Genis<br>Wendy A. Meikle |                                                                                                                                                                                                          |
| Loughlin Meghji & Co., Inc.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Curtis S. Miller<br>David John Teklits<br>Gregory W. Werkheiser<br>Morris, Nichols, Arsht & Tunnell LLP<br>Chase Manhattan Center<br>18th Floor<br>1201 North Market Street<br>Wilmington, DE 19899-1347 |



Kenneth J. King (KK-3567)

*Attorney for Defendants Michael D. Brooks,  
David M. Conn, John J. Dylick, Christopher  
Filardi, Bruce B. Fisher, Larry V. Friend,  
Edward W. Gericke, Timothy Lewis and  
Neal R. Martin*